

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

STUART PIVAR,

Plaintiff,

vs.

THE VAN GOGH MUSEUM,

Defendant

Civ A No. 1:21-cv-09362-LLS

**DECLARATION OF THEODORE J. FOLKMAN**

I, Theodore J. Folkman, make the following declaration:

1. I am counsel to the defendant in this action. I was admitted to the bar of Massachusetts in 2001 and have been continually in good standing since that time. I am admitted pro hac vice in this action.
2. Attached to this Declaration as Exhibit 1 is a true copy of the Amended Complaint in *Pivar v. Sotheby's, Inc.*, Index No. 158020/2019 ("the *Sotheby's* Case").
3. Attached to this Declaration as Exhibit 2 is a true copy of the Decision and Order on Motion dated December 14, 2020 in the *Sotheby's* Case.

I declare under penalty of perjury that the foregoing is true and correct. Executed on December 17, 2021.

*/s/ Theodore J. Folkman*

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CERTIFICATE OF SERVICE

I certify that on December 21, 2021, I served the foregoing document by first-class mail, postage prepaid, on counsel of record for the plaintiff.

*/s/ Theodore J. Folkman*